

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ALEXANDER BRUNELLE, et al.,

Plaintiffs,

v.

CITY OF SCRANTON, et al.,

Defendants.

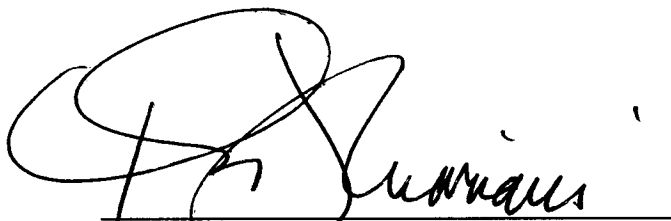
:
:
:
:
:
:
:
:
:
:

3:15-CV-960
(JUDGE MARIANI)

ORDER

AND NOW, THIS 3rd DAY OF AUGUST, 2018, upon review of Magistrate Judge Carlson's Report and Recommendation ("R&R") (Doc. 73) for clear error or manifest injustice, **IT IS HEREBY ORDERED THAT:**

1. The R&R (Doc. 73) is **ADOPTED** for the reasons set forth therein.
2. Defendants' Motion to Dismiss the Amended Complaint (Doc. 30) is **DENIED** with respect to all claims **except** for Plaintiff's Taking Clause claim contained within Count V of the Amended Complaint.
3. Plaintiff's Takings Clause claim in Count V of the Amended Complaint is **STAYED** pending the Supreme Court's decision in *Knick v. Twp. of Scott*, 138 S.Ct. 1262.



Robert D. Mariani
United States District Judge